## IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS

YOLANDA HAYES, Case No. 3:17-cv-03262-L

Plaintiff, District Judge Sam A. Lindsay
Magistrate Judge David L. Horan

v.

NATIONAL CREDIT AUDIT CORP.,

Defendant.

## **NCAC'S MOTION TO DISMISS**

Pursuant to Federal Rule of Civil Procedure 12(b)(1), Defendant NCAC moves to dismiss Plaintiff's claims for lack of jurisdiction.

This motion is supported by an appendix pursuant to Local Rule 7.1 and by a brief pursuant to Local Rule 7.2. Those documents are filed separately but incorporated by reference.

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Counsel for Defendant

## **CERTIFICATE OF SERVICE**

I hereby certify that on January 12, 2018, I filed a true and correct copy of the foregoing MOTION TO DISMISS with the Court's ECF system, which will make service upon Plaintiff by her counsel of record, namely:

Yitzchak Zelman, Esquire 1500 Allaire Avenue, Suite 101 Ocean, New Jersey 07712 yzelman@marcuszelman.com Counsel for Plaintiff

> /s/ Jason A. Spak Jason A. Spak Counsel for Defendant